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Customer Number

PATENT
Docket No.: 59405US002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

SCOTT A. BURTON, PATRICK D.
HYDE, PRABHAKARA S. RAO and
CAROLINE M. YLITALOSerial No.: 10/728,439
Filed: December 5, 2003For: POLYMER COMPOSITIONS
WITH BIOACTIVE AGENT,
MEDICAL ARTICLES, AND
METHODS

Group Art Unit: 1711

Examiner:

INFORMATION DISCLOSURE STATEMENTCommissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

In accordance with 37 C.F.R. Sections 1.56, 1.97 and 1.98, Applicants wish to call to the Examiner's attention the references identified on completed Form PTO-1449 (4 pgs.), which generally relate to the present invention. Copies of any cited foreign patents, non-patent literature, and unpublished US application documents are enclosed. Pursuant to the waiver in the Pre-OG Notice, dated July 25, 2003, copies of US patents and published US patent applications are no longer required and are not enclosed. It is respectfully requested that the Examiner initial and return the enclosed Form PTO-1449 (4 pgs.) to indicate that each reference has been considered.

The Examiner's attention is also directed to the following co-pending, co-assigned U.S. Patent applications and the references cited therein: USSN 08/577,603, filed December 22, 1995; USSN 10/387,236, filed March 12, 2003; USSN 10/728,446, filed December 5, 2003; and USSN 10/729,114, filed December 5, 2003. Copies of these applications are enclosed herewith for consideration by the Examiner.

05/12/2005 NNGUYEN1 00000030 133723 10728439

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I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED
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May 10, 2005

SIGNED

U.S. Patent No. 3,911,115 is an English language equivalent to German Offenlegungsschrift 2 260 536, both are referenced on the PTO 1449 form enclosed.

Should a First Office Action on the merits be mailed prior to the filing of this Disclosure Statement, please charge the requisite \$180.00 fee (pursuant to 37 C.F.R. §§ 1.97(c) and 1.17(p)) to Deposit Account No. 13-3723.

Applicants submit that the above references, whether taken alone or in combination with each other neither anticipate nor render obvious the present invention. Consideration of the foregoing in relation to the captioned application is respectfully requested.

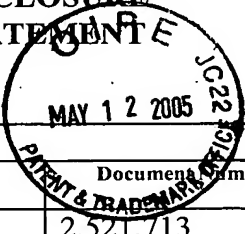
Respectfully submitted,

A handwritten signature in cursive script that reads "Nancy M. Lambert".

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Attorney for Applicants

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Dated: *May 10, 2005*

INFORMATION DISCLOSURE STATEMENT 		Atty. Docket No.: 59405US002		Serial No.: 10/728,439		
		Applicant(s): Scott A. Burton, Patrick D. Hyde, Prabhakara S. Rao and Caroline M. Ylitalo				
		Filing Date: December 5, 2003		Group: 1711		
		U.S. PATENT DOCUMENTS				
Examiner Initial	Document Number	Date	Name	Class	SubClass	Filing Date If Appropriate
	2,521,713	09/12/50	Goetz	167	14	
	2,736,721	02/28/56	Dexter	260	42	
	3,685,993	08/22/72	Mukherjee	96	33	
	3,800,792	04/02/74	McKnight et al.	128	156	
	3,841,953	10/15/74	Lohkamp et al.	161	150	
	3,911,115	10/07/75	Hadhanyi	424	180	
	4,024,312	05/17/77	Korpman	428	343	
	4,340,043	07/20/82	Seymour	128	132	
	4,528,321	07/09/85	Allen et al.	524	761	
	4,590,227	05/20/86	Nakamura et al.	523	130	
	4,603,152	07/29/86	Laurin et al.	604	265	
	4,646,730	03/03/87	Schonfeld et al.	728	156	
	4,892,528	01/09/90	Suzuki et al.	604	385	
	4,921,704	05/01/90	Fabo	424	446	
	5,075,373	12/24/91	Takemori et al.	525	57	
	5,176,952	01/05/93	Joseph et al.	428	284	
	5,209,971	05/11/93	Babu et al.	428	343	
	5,214,119	05/25/93	Leir et al.	528	28	
	5,270,358	12/14/93	Asmus	524	55	
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	Document Number	Date	Country	Class	SubClass	Translation Yes No
	0 126 528 A2	11/28/84	EPO	C08F	2/32	X
	0 172 025 B1	02/19/86	EPO	C08F	2/08	X
	0 172 724 A2	02/26/86	EPO	C08F	2/32	X
	0 172 724 B1	07/24/91	EPO	C08F	2/32	X
	0 272 149 B1	03/11/92	EPO	A61L	25/00	X
	0 326 382 B1	08/02/89	EPO	C08J	3/12	X
OTHER DOCUMENTS (Including Authors, Title, Date, Pertinent Papers, etc.)						
	Gibbins et al.; Clinical study entitled "An In-Vitro Comparison of a New Antimicrobial Polyacrylate Absorbent Wound Dressing Containing Silver with the Silver-containing Antimicrobial Film Dressings" from AcryMed dated October 1999 (7 pgs.) printed 09/27/01					
	"Surgical Materials"; British Pharmacopoeia, 1993, Addendum 1996, pgs. 1943-1944; HMSO London, England					
	Calvert et al.; "Photochemistry"; Chapter II; John Wiley & Sons Inc. (1966) pgs. 27-125					
	Sheet entitled "Rheology Modifiers" from Ciba Specialty Chemicals 2001 (1 pg.)					
EXAMINER			Date Considered			

*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Based on Form PTO-FB-A820
(Also form PTO-1449)

Patent and Trademark Office, U.S. Department of Commerce

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U.S. PATENT DOCUMENTS							
Examiner Initial		Document Number	Date	Name	Class	SubClass	Filing Date If Appropriate
		5,326,567	07/05/94	Capelli	424	405	
		5,340,363	08/23/94	Fabo	604	304	
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		5,409,472	04/25/95	Rawlings et al.	604	307	
		5,418,257	05/23/95	Weisman	521	54	
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		5,437,932	08/01/95	Ali et al.	428	461	
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		5,744,151	04/28/98	Capelli	424	405	
		5,750,134	05/12/98	Scholz et al.	424	434	
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		6,103,152	08/15/00	Gehlsen et al.	264	45	
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							Yes No
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		0 497 607 B1	08/05/92	EPO	A61F	13/02	X
		0 567 704 B1	11/03/93	EPO	A61F	13/00	X
		1 033 141 A1	09/06/00	EPO	A61L	15/00	X
		63077948	04/08/88	Japan (Abstract only)	C08J	9/22	
		02303818	12/17/90	Japan (Abstract only)	B29C	67/22	
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		Brochure entitled "Ciba® SALCARE® SC95 - Rheology Modifier" from Ciba Specialty Chemicals 2001 (5 pgs.)					
		Tech Brief from NASA Tech Briefs entitled "Bayer Develops New Superabsorbent Polymers"; printed 10/2/01 (1 pg.)					
		Oadian, G.; "Principles of Polymerization"; 3rd Edition; 1991; pgs. Table of Contents and 352-353					
		Park et al.; "Preparation and Characterization of Water-Swellable Natural Rubbers"; Journal of Applied Polymer Science; Vol. 80, 2001; pgs. 115-121					
EXAMINER				Date Considered			
<p><small>*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.</small></p> <p><small>Based on Form PTO-FB-A820 Patent and Trademark Office, U.S. Department of Commerce</small></p> <p><small>(Also form PTO-1449)</small></p>							

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		2003/0049300 A1	03/13/03	Terry	424	423	
		2003/0118629 A1	06/26/03	Scholz et al.	424	443	
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							Yes No
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		273 846 A1	11/29/89	Germany (translation only)	C09J	3/14	X
		2 260 536	07/04/74	Germany (see US3911115)	C08b	19/00	
		199 58 697 A1	06/07/01	Germany	B01J	20/00	X
		WO 89/02754 A1	04/06/89	PCT	A61L	15/03	X
		WO 91/09633 A1	07/11/91	PCT	A61L	15/22	X
		WO 96/11226 A2	04/18/96	PCT	C08J	9/32	X
OTHER DOCUMENTS (Including Authors, Title, Date, Pertinent Papers, etc.)							
		Hageman, H.J.; "Photoinitiators for Free Radical Polymerization"; Progress in Organic Coatings, 13 (1985) pgs. 123-150					
		Wente et al; "Manufacture of Superfine Organic Fibers"; Report No. 4364 of the Naval Research Laboratory, published May 25, 1954					
		Wente; "Superfine Thermoplastic Fibers"; Industrial and Engineering Chemistry; Vol. 48, No. 8, pgs. 1342-1346; August 1956					
		Wright et al.; "The Comparative Efficacy of Two Antimicrobial Barrier Dressings: In vitro Examination of Two Controlled Release of Silver Dressings"; Wounds 10(6); 179-188, 1998 © Health Management Publications, Inc.					
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